

**AREA CLOSURE for PUBLIC SAFETY**

**OKANOGAN-WENATCHEE NATIONAL FOREST**

Pursuant to 36 CFR 261.50(a) and (b), the following acts are prohibited on the Okanogan-Wenatchee National Forest:

**To go into or be upon any area closed for protection of public health or safety.** For the purposes of this order, it is prohibited to enter or be within the Cascade Tunnel or entrance on the east end. Located in T 26 N, R 14 E.

**[36 CFR 261.53(e)]**


This closure is effective as of **Oct.--05th, 2012** and will remain in effect until terminated.

Pursuant to 36 CFR 261.50(e), the following persons are exempt from this order:

1. Persons with a permit specifically authorizing the otherwise prohibited act or omission, including Washington State employees in performance of an official duty, and their authorized contractors.
2. Any Federal, State or local officer, or a member of any organized search and rescue, emergency services, or firefighting force in the performance of an official duty.
3. Any private land owner exercising an existing right to access their own private property which is otherwise within the closure area as described above.

This prohibition is in addition to the general prohibitions in 36 CFR Part 261, Subpart A.

Done at Wenatchee, Washington this 04<sup>th</sup> day of October, 2012.

  
for Rebecca L. Heath  
Forest Supervisor  
Okanogan-Wenatchee National Forest

Violations of these prohibitions are punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or imprisonment for not more than 6 months, or both. (16 USC 551 And 18 USC 3559 and 3571)

## Assessment of Need and Enforcement Plan

1. Background. The old Cascade Tunnel is no longer in use by the railroad system, and has suffered structural damage due to time and weather over the past several decades. The tunnel is deemed unsafe for entry at this time.

2. Intent of Subpart B order. This order provides for public and agency personnel safety..

3. Enforcement Plan. The following activities need to occur to implement this special order in a manner that results in public acceptance and safety:

<u>Action</u>	<u>Responsible Official</u>	<u>Date</u>
Prepare proposed order	Staff with LE input	10/04/2012
Review proposed order	Law Enforcement	10/04/2012
Approve proposed order	Forest Supervisor	10/04/2012
Post order in accordance with 36 CFR 261.51	District Staff	10/04/2012
Describe implementation/action taken for order, such as planned patrols, enforcement strategies, tolerance, contacts to local public agencies. Implement plan.	District FPOs, other District staff, Chelan County Deputies	10/04/2012

Enforcement Plan approved for implementation:

/s/ 

Rebecca L. Heath  
Forest Supervisor

Okanogan-Wenatchee National Forest

10/04/2012

Date